

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

Letters Patent Appeal No. 229/2007 in
Writ Petition No. 3975/2005 (decided)

Viveik s/o Lt. R. B. Mokadam ..vs.. Kiran w/o S. K. Nashine

Office Notes, Office Memoranda of
Coram, appearances, Court's Orders or
directions and Registrar's orders.

Court's or Judge's Orders

CORAM: A. P. LAVANDE & R. V. MORE, JJ.
DATED : 20th September, 2007

Heard Mr. Mokadam, the appellant in person.

By this Letters Patent Appeal, the appellant takes exception to judgment and order dated 06.08.2007 passed by the learned Single Judge in Writ Petition No. 3975/2005 dismissing the petition against the order passed by the learned Civil Judge allowing respondent/ defendant to file written statement by extending time beyond 90 days. The learned Single Judge, while dismissing the petition, has imposed cost of Rs. 10,000/- on the respondent/defendant.

Having perused the record and having heard the appellant in person, we find no merit in the present Letters Patent Appeal. The learned Single Judge, in our opinion, has correctly exercised the jurisdiction by refusing to interfere with the order passed by the learned Single Judge and by

awarding cost of Rs. 10,000/- in favour of the appellant.

We find no merit in the appeal. Hence, Letters Patent Appeal is dismissed with no order as to costs.

JUDGE

JUDGE

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